

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ROUGUIE, et al.

vs

ASCENA RETAIL GROUP, INC., et al

CIVIL ACTION NO. 15-724

FILED

APR 15 2016

MICHAEL J. GIBNEY, Clerk  
U.S. District Court

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**OBJECTION OF PAMELA A. SWEENEY AND NOTICE OF INTENT NOT  
TO APPEAR AT FAIRNESS HEARING**

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My name is Pamela Sweeney and I reside at 2590 Richardson Street.  
Madison, Wisconsin, 53711 ("Objector").

My email [pam.sweeney1@gmail.com](mailto:pam.sweeney1@gmail.com) and my phone number is 424-299-4383.  
I appear in the action Pro Se (without counsel). My access code is 3346968989873.

I am a member of the class as I made many purchases totaling thousands of  
dollars during the time period January 1st 2012 through February 28 2015. I also  
received hundreds of emails from Justice in this time period. I shopped at Justice  
located at Greenway Station, 1650 Deming Way, Middleton Wisconsin. 53562 and  
Justice located at 66 West Towne Mall, Madison, Wisconsin 53719.

My Confirmation Claim code is FYZYQUOK

I object to the 15,000,000.00 fee which they claim is 29.5% of the gross  
settlement fund. When combining cash and vouchers it is clear that vouchers are  
only really worth pennies on the dollar. Therefore the fee being requested is a far  
greater value given this fact that is stated. This becomes a huge windfall for the  
attorneys and a clever way of paying out way less to class members and stating  
what a great amount they achieved for the class.

The fee calculation is unfair in that the percentage of the settlement amount is  
far too high (it is stated in the Notice that it is 29.5%, which is high, but if the

percent is arrived at by using monies actually awarded class members the percentage is even higher).

The Objector hereby states that, of the 100 Docket Entries on PACER, very few entries were substantive in nature (really only the Complaints and Answer are substantive in nature thereafter the Motion for Preliminary Approval is filed (Approximately 8 months!). The remaining entries were mostly procedural in nature. 100 Docket entries is so nominal in the universe of hard fought litigation that the entire fairness of the fee must be called into question. 100 Docket Entries computes to an unfathomable \$150,000 per Docket entry.

I object to how the remainder of THE funds would be used. It was stated that after claims, expenses, fee awards and Incentive awards ~~and~~ if any funds remained those funds shall be reverted back to Justice. I suggest that if any funds are remaining, <sup>that</sup> those funds go to help children. Specifically, donate those funds to a Children's Hospital.

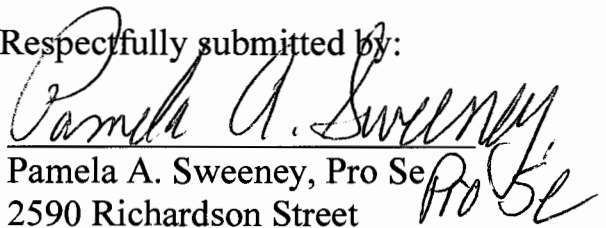
I DO NOT intend to appear at the Final Approval Hearing.

### **CONCLUSION**

**WHEREFORE**, This Objector, for the foregoing reasons, respectfully requests that the Court, upon proper hearing:

1. Sustain these Objections;
2. Enter such Orders as are necessary and just to adjudicate these Objections and to alleviate the inherent unfairness, inadequacies and unreasonableness of the proposed settlement.
3. Award an incentive fee to this Objector for her role in improving the Settlement, if applicable.

Respectfully submitted by:

  
Pamela A. Sweeney, Pro Se


2590 Richardson Street  
Madison, WI 53711

Phone: 424-299-4383.

Email: [pam.sweeney1@gmail.com](mailto:pam.sweeney1@gmail.com)

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on April 13, 2016, I caused to be filed the foregoing with the Clerk of the Court of the United States District Court for the Eastern District of Pennsylvania and the Counsel as listed in the Notice of Settlement by sending this document via U.S. First Class Overnight Mail Delivery at the addresses provided in the Notice.

  
Pamela A. Sweeney, Pro Se

Pro  
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